

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

MARY BAYES
And
PHILLIP BAYES

Plaintiffs,

v.

BIOMET, INC., BIOMET
ORTHOPEDICS, LLC, BIOMET U.S.
RECONSTRUCTION, LLC, BIOMET
MANUFACTURING, LLC f/k/a BIOMET
MANUFACTURING CORP.,

Defendants.

Case No.: 4:13-cv-00800-SRC

**PLAINTIFFS' MOTION FOR LEAVE TO FILE A BRIEF SUR-REPLY TO
DEFENDANTS' MOTION TO DISQUALIFY BACHUS & SCHANKER**

Plaintiffs are loath to request leave of Court to file a brief Sur-Reply on the disqualification issue, but they feel compelled to do so given the misleading and irrelevant issues raised by Biomet in its Reply. The proposed Sur-reply is less than three pages, pithy, and attached at Exhibit 1 to this Motion.

Plaintiffs therefore request that the Court grant this request and let the proposed Sur-reply at Exhibit 1 be filed into the record.

Respectfully Submitted,

GRAY, RITTER & GRAHAM, P.C.

By: **/s/Maurice B. Graham**

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CERTIFICATE OF SERVICE

I hereby certify that on July 7, 2020, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record registered to receive electronic Notices of Electronic Filing generated by CM/ECF.

/s/Maurice B. Graham

